

# KIRKLAND POLICE DEPARTMENT

123 5th Avenue Kirkland, WA 98033

CASE# 2017-00015437

## CASE REPORT

### NARRATIVE

#### Case Narrative

Case Number: 17-15437

Assault

Date: 05-18-2017

Ofc. P. Spak #629

On 05-09-2017, at approximately 1746 hours, while on uniformed patrol in the City of Kirkland, County of King, State of Washington, I was dispatched to a Sex Offense at the Fairfax Hospital, 10200 NE 132nd ST, reference Case Number 17-15428. While investigating the Sex Offense, I was contacted by a nurse of Fairfax Hospital, who said that [REDACTED] 3 - Not Juvenile Off. DOB [REDACTED] wanted to report an Assault that had occurred earlier in the day.

I contacted [REDACTED] 3 - Not Juvenile... who explained to me the following in a written statement:

On 05-09-2017 at about 5:30 pm, [REDACTED] 3 - Not Juvenile... was on the phone with his mom. The conversation [REDACTED] 3 - Not Juvenile... was having with this Mom angered him. [REDACTED] 3 - Not Juvenile... walked back to his room at Fairfax, which he shares with [REDACTED] 1 - Juvenile Off-Susp (DOB [REDACTED] 1-J [REDACTED]) [REDACTED] 3 - Not Juvenile... said, "I was angry, and I put an empty cup of water into another cup, and the water over flowed onto [REDACTED] court paper's." [REDACTED] 1 - Juvenile Off-S... then said, "What the fuck did you do that for?" [REDACTED] 3 - Not Juvenile... said, "I don't give a fuck." [REDACTED] 1 - Juvenile Off-S... then used his right hand, and punched [REDACTED] 3 - Not Juvenile... in his face on his left cheek, causing pain. [REDACTED] 3 - Not Juvenile... fell to the ground, and for a second he was unable to get up. [REDACTED] 1 - Juvenile Off-Susp then said, "I'll knock your ass out of you do that again."

While [REDACTED] 3 - Not Juvenile... was telling me the above statement, his eyes filled with tears.

[REDACTED] 3 - Not Juvenile... had a visible bruise on his left cheek. I took photos of [REDACTED] 3 - Not Juvenile... face, see attached case photos [REDACTED] 3 - Not Juvenile... told me he would like to pursue charges for the assault.

At approximately 2020 hours, I talked with [REDACTED] 1 - Juvenile Off-S., I read [REDACTED] 1 - Juvenile Off-Susp his Miranda Rights, which were read off my department issued Miranda Card. I also read [REDACTED] 1 - Juvenile Off-Susp the Juvenile Warnings, also read off my department issued card.

[REDACTED] 1 - Juvenile Off-Susp said, "I want to speak with an attorney." I did not question [REDACTED] 1 - Juvenile Off-S., and this was where my contact with [REDACTED] 1 - Juvenile Off-S. ended.

I reviewed all possible angles of video footage of the assault. There is no footage of the actual assault, but the video footage does corroborate [REDACTED] 3 - Not Juvenile Off. story; that [REDACTED] 1 - Juvenile Off-Susp and [REDACTED] 3 - Not Juvenile... were in the same room together, and that [REDACTED] 3 - Not Juvenile... did spill water on [REDACTED] 1 - Juvenile Off-Susp court papers.

REPORTING OFFICER	DATE	REVIEWED BY	
629 Spak	5/9/2017	Vickers, Michael W	5/18/2017

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### NARRATIVE (continuation)

Due to the following facts and circumstances: That [REDACTED] did provide a written statement stating [REDACTED] punched him in the face with his right hand, that [REDACTED] did have an injury with bruising on his left cheek, causing pain, that video footage puts [REDACTED] in the same room with [REDACTED] during the time of the assault, I developed probable cause to charge [REDACTED] with RCW 9A.36.041 Assault 4<sup>th</sup> Degree. The charge will be forwarded to the King County Juvenile Prosecutor for Review.

All the proper forms were submitted into the case jacket. Photos have been uploaded.

N/F

REPORTING OFFICER	DATE	REVIEWED BY
629 Spak	5/9/2017	Vickers, Michael W